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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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ANTHONY FESTA,

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      Plaintiff

5

v.

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NDOC, et al.,

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      Defendants

Case No.: 2:17-cv-00850-APG-NJK

Order for Plaintiff to Participate in Preparing Joint Pretrial Order

8   On September 26, 2022, I ordered the parties to file a proposed joint pretrial order by

9 October 28, 2022. ECF No. 170. On October 27, 2022, the defendants filed their own proposed

10 order. ECF No. 171. The defendants allege that they provided a draft of the order to plaintiff

11 Anthony Festa, but he did not respond. *Id.* at 1-2.

12   Local Rule 16-3(b) requires Festa to take the initiative to set up a meeting or discussion

13 with the defendants' lawyers to prepare the joint proposed pretrial order. To ease the process,

14 the defendants drafted a joint order. Festa's failure to respond to the draft order makes it

15 impossible for this case to proceed. Although Festa is representing himself, he is required to

16 comply with court rules and my orders. I warned Festa that the failure to comply with my order

17 may result in sanctions, including dismissal of claims or defenses without further notice. ECF

18 No. 170. I will give Festa one more chance to comply with Local Rules 16-3 and 16-4 by

19 responding meaningfully to the defendants' draft proposed joint pretrial order. If he does not, I

20 will dismiss his claims.

21   I THEREFORE ORDER Festa to comply with my September 26, 2022 order and Local

22 Rules 16-3 and 16-4. By **November 18, 2022**, Festa must either (1) respond meaningfully to the

23 defendants' draft order and provide the information necessary to complete his portion of the

order, or (2) file a response to this order explaining why he is unable to do so. If he fails to do either of these by November 18, 2022, I will dismiss his claims and close this case without further notice. If he participates in drafting the joint pretrial order, the parties must file it by December 2, 2022.

DATED this 28th day of October, 2022.

ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE